

**California Gambling Control Commission**

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**MINUTES OF JANUARY 12, 2012  
COMMISSION MEETING**

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**OPEN SESSION**

1. Call to Order and Pledge of Allegiance.

Chairperson Stephanie Shimazu called the meeting to order at 10:00 a.m., and asked everyone to stand for the Pledge of Allegiance.

2. Roll Call of Commissioners.

Roll Call of Commissioners was taken, with Chairperson Stephanie Shimazu and Commissioners Tiffany Conklin, Lauren Hammond and Richard Schuetz present.

3. Approval of Commission Meeting Minutes for :
  - A. November 10, 2011
  - B. November 17, 2011

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the meeting minutes for November 10, 2011 and November 17, 2011.

4. Applications for Approval of Renewal of State Gambling Licenses (Pursuant to Business and Professions Code section 19876):
  - A. Angie's Poker Club: Angela Harris, Sole Proprietor  
Gary Harris, Community Property Interest Holder

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved extending the renewal state gambling license through January 31, 2014.

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- B. Lucky Chances Casino:      Lucky Chances Casino, Inc.  
Rommel Medina, Shareholder, CEO, Chairman  
Ruell Medina, Shareholder, President, COO  
Rene and Mila Medina 2009 Irrevocable Blind  
Trust Agreement  
Mariano Gueco, Trustee

Action:

Upon motion of Commissioner Hammond, seconded by Chairperson Shimazu and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal state gambling license for the remainder of the licensure period through September 30, 2013 and retained the following conditions:

1. *Rene Medina shall be prohibited from entering, being present in, or in any way patronizing (a) the areas within Lucky Chances Casino in which controlled gambling is conducted and (b) any other areas related to the gambling operation, such as count and surveillance rooms, including all of the 2<sup>nd</sup> floor.*
2. *All future shareholders, corporate officers, key employees, and work permit holders shall be informed of the prohibition (as identified in condition number one) by the General Manager within three business days of their start date. The General Manager shall maintain all records documenting this notification to new employees, etc., for four years following each notification. The General Manager of Lucky Chances shall maintain, for four years, all records documenting the initial action taken following the September 23, 2008, Commission Meeting to inform shareholders, corporate officers, key employees, and work permit holders of condition number one.*
3. *Ruell Medina and Rommell Medina, licensed as shareholders in Lucky Chances, Inc. shall each be individually responsible for ensuring that all conditions placed on the Lucky Chances license are fully complied with, including but not limited to duties placed upon the General Manager.*
4. *If Rene Medina is observed at any time by any employee entering, or being present in, (a) the areas within Lucky Chances Casino in which controlled gambling is conducted or (2) any other areas related to the gambling operation, such as count and surveillance rooms, including all of the 2<sup>nd</sup> floor, the General Manager or manager in charge shall within 30 minutes telephone (1) the California Gambling Control Commission (Commission), and (2) the Department of Justice, Bureau of Gambling Control (Bureau). The call to the Commission shall be made to the Executive Director at (916) 263-0700. The call to the Bureau shall be made to the Bureau Chief at (916) 227-2377.*
5. *Any communication between Rene Medina and any shareholder or employee of Lucky Chances concerning the operation of the Lucky Chances card room*

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*business shall be disclosed to the Executive Director and to the Bureau Chief within one business day of the communication. This disclosure requirement applies to both oral and written communications. This disclosure must be made in writing. The General Manager shall maintain records documenting each disclosure for four years following the disclosure.*

C. Rancho's Club Casino: Rancho's Club Inc.  
Ruben Marquez, President, Shareholder  
Blanca Marquez, CFO, Secretary, Shareholder

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved extending the renewal state gambling license through October 31, 2013 and removed the existing conditions as follows:

*Rancho's Club Casino must submit an approved Fire Safety and Evacuation Plan to the Bureau of Gambling Control and Gambling Control Commission.*

*By January 1, 2012, Rancho's Club Casino must provide evidence that the violations noted by the Bureau of Gambling Control as outlined in the October 13, 2011, Letter of Warning have been remedied.*

D. Ven-A-Mexico: Juan Carrillo, Sole Proprietor

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal state gambling license for the remainder of the licensure period through July 31, 2013 and removed the existing condition as follows:

*By December 1, 2011, Ven-A-Mexico must provide evidence that the violations by the Bureau of Gambling Control (Bureau) as outlined in the October 10, 2011, Letter of Acknowledgement issued by the Bureau have been remedied.*

5. Applications for Approval of Initial Key Employee Portable Personal Licenses  
(Pursuant to Business and Professions Code section 19854):

A. Gilbert Cisneros

## Comments made from:

## Joy Harn, The Bicycle Casino

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Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the application for an initial key employee license through September 30, 2013 for Gilbert Cisneros.

B. Reyna Duckett

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the application for an initial key employee license for Reyna Duckett through March 31, 2013 with the following condition:

*Beginning February 1, 2012, and every 180 days thereafter, Ms. Duckett must submit to the Commission a written update concerning all outstanding delinquent credit accounts currently in collections.*

C. Patrick McGrady

Action:

Upon motion of Commissioner Conklin, seconded by Chairperson Shimazu and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the application for an initial key employee license for Patrick McGrady through February 28, 2013.

D. John Silveira

Comments made from:

Rod Blonien

John Silveira

Norm Pierrece, Bureau of Gambling Control

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the application for an initial key employee license for John Silveira through October 12, 2012.

6. Applications for Approval of Renewal Work Permit (Pursuant to Business and Professions Code section 19912):

Outlaws Card Parlour:

Jade Lowy

Comments Made From:

Jade Lowy

Action:

Upon motion of Commissioner Schuetz, seconded by Chairperson Shimazu and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the application for a renewal work permit for Jade Lowy through July 31, 2013.

7. Applications for Approval of Conversion of Third-Party Providers of Proposition Player Services /Gambling Business Supervisor/Player Registrations to Licenses (Pursuant to Business and Professions Code section 19984 and CCR, Title 4, sections 12218 and 12233):

A. Banc, LLC:

Supervisor: *William Phung*

Player: Brandon Bui

B. Certified Network M, Inc.:

Supervisors: David Kato Sophea Sim

Players: Ouk Khat Keith King *Paul Ngo* Alvin Tran

C. Pacific Gaming Services, LLC:

Supervisor: *David Nguyen*

D. Qualified Player Services, LLC:

Supervisor: Michael Hill

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the conversion applications for Items **7A through 7D**, through January 31, 2014, with the exception of *William Phung, Paul Ngo* and *David Nguyen*, who were considered separately.

A. Banc, LLC:

Supervisor: William Phung

Action:

Upon motion of Commissioner Schuetz, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the conversion application for item **7A** for William Phung through January 31, 2014 with the following condition:

*Beginning March 1, 2012, and every 180 days thereafter, Mr. Phung must submit to the Commission a written update concerning the issue of the outstanding delinquent accounts currently in collections.*

B. Certified Network M, Inc.:

Players: Paul Ngo

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Comments made from:

Paul Ngo

David Tierney, Certified Network M Inc.

Action:

Upon motion of Commissioner Schuetz , seconded by Commissioner Conklin and carried in a vote by roll call with Chairperson Shimazu and Commissioner Conklin, Hammond and Schuetz voting nay, the Commission denied the conversion application for item 7B, Paul Ngo. Mr. Ngo requested an administrative hearing.[h](#)

C. Pacific Gaming Services, LLC:

Supervisor: David Nguyen

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the conversion application item **7C** for David Nguyen through January 31, 2014 with the following condition:

*Beginning March 1, 2012, and every 180 days thereafter, Mr. Nguyen must provide documentation showing steps being taken to resolve the outstanding debt that appears on his credit report. This documentation may include any of the following: 1) evidence that the accounts have been resolved; 2) evidence of filing a formal dispute with the credit agencies; or 3) evidence showing that a payment plan has been accepted, including the balance owed and any payments made toward the debt.*

8. Application for Approval of Initial Tribal-State Compact Key Employee Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):  
Havasu Landing Resort & Casino – Chemehuevi Indian Tribe of the Chemehuevi Reservation: Manuel Jacques

Comments made from:

Lester Marston

Action:

No motion. This item was continued and granted a 60-day extension.

9. Application for Approval of Initial Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.5.)

A. Bally Gaming, Inc.:

Bally Technologies,  
Neil Davidson, Senior Vice President, Chief  
Financial Officer, Treasurer, Director

Comments Made From:  
Neil Davidson

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal finding of suitability application through December 31, 2013.

B. Multimedia Games, Inc.: Adam D. Chibib, Chief Financial Officer

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the initial finding of suitability application through September 30, 2013.

10. Applications for Approval of Renewal of Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.5.)

A. American Gaming & Electronics, Inc.: Wells-Gardner Electronics Corporation (WGEC), Parent Company

Anthony Spier, President, Chief  
Executive Officer, Chairman  
James Brace, Executive Vice  
President, Chief Financial Officer,  
Secretary, Treasurer  
Frank Martin, Director of WGEC  
Marshall Burman, Director of WGEC  
Merle Banta, Director of WGEC

Action:

Upon motion of Commissioner Schuetz, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal finding of suitability application through January 31, 2014.

B. Dick Vink Corporation: Dick Vink, President, Treasurer, Secretary, Manager  
Director and Sole Shareholder

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal finding of suitability application through January 31, 2014.

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C. Masque Publishing, Inc.: James Wisler, President, Treasurer, Director  
David Zinger, Legal Counsel, Director  
Donna Adam, Director of Gaming, Secretary,  
Director

Action:

Upon motion of Chairperson Shimazu, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal finding of suitability application through January 31, 2014.

11. Consideration and Approval of the Commission's 2012 Rulemaking Calendar for Publication in the California Regulatory Notice Register. [Gvt. Code section 11017.6]

Action:

Upon motion of Commissioner Hammond, seconded by Chairperson Shimazu and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the rulemaking calendar for filing with the Office of Administrative Law and publication in the California Regulatory Notice Register.

**CONSENT CALENDAR ITEMS:**

*(Items on the consent calendar will be taken up and voted on as a group. A Commissioner may request that an item be discussed, in which case it will be discussed separately at a later point in the meeting.)*

12. Request for Approval of Additional Temporary Tables (Pursuant to California Code of Regulations, Title 4, section 12358):  
Commerce Casino: California Commerce Club, Inc.
13. Request for Approval of Reduction Permanent Authorized Tables (Pursuant to Business and Professions Code section 19824 and CCR, Title 4, section 12359):  
Napa Valley Casino: BVK Gaming, Inc.
14. Request to Remove Endorsement from State Gambling License (Pursuant to Business and Professions Code section 19851(b))  
The Bicycle Casino: David Pierson
15. Applications for Approval of Renewal Key Employee Portable Personal License (Pursuant to Business and Professions Code section 19854):  
A. Michael Fancolli  
B. Natalie German  
C. Waldo Miller  
D. Kyle Morris  
E. Joseph Rankin



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F. Jai Saechao

16. Applications for Approval of Initial Work Permit (Pursuant to Business and Professions Code section 19912):

- |                               |               |                  |
|-------------------------------|---------------|------------------|
| A. The Deuce Lounge & Casino: | Autumn Boxley | Samantha Hurtado |
| B. The 101 Casino:            | Olivia Ulloa  |                  |

17. Applications for Approval of Renewal Work Permit (Pursuant to Business and Professions Code section 19912):

- |                          |                   |                     |
|--------------------------|-------------------|---------------------|
| A. Lake Bowl Cardroom:   | Shawn Blankenship | Heather Castleberry |
| B. Napa Valley Casino:   | Kien Watson       | PeiYu Zhao          |
| C. Outlaws Card Parlour: | Daniel Delaney    |                     |
| D. Poker Flats Casino:   | Tom Tam           | MyLy Vang           |
| E. The 101 Casino:       | Jessica Chavez    | Kenneth Haselden    |
|                          | Russell Kellner   |                     |

18. Applications for Approval of Renewal of Third Party Providers of Proposition Player Services/Gambling Business Supervisor/Player Licenses (Pursuant to California CCR, Title 4, sections 12218.8 and 12238):

- |                                   |                  |                |
|-----------------------------------|------------------|----------------|
| A. California Gaming Consultants: |                  |                |
| Player:                           | Lucas Flaten     |                |
| B. Gaming Fund Group, Inc.:       |                  |                |
| Players:                          | Nathaniel Carter | Kiely Highfill |
|                                   | Sominea Meas     | Nai Nguyen     |
| C. PT Gaming, LLC:                |                  |                |
| Players:                          | Amanda Misquez   | Damien Tau     |

19. Applications for Initial Tribal-State Compact Key Employee Finding of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

- |    |   |                 |                 |
|----|---|-----------------|-----------------|
| A. | Barona Resort and Casino – Barona Band of Mission Indians:  |                 |                 |
|    | Carl Leath  | Tracey Espinoza | Chinh Nguyen    |
| B. | Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:                                     |                 |                 |
|    | Matthew Burlison  | Kathryn Gallno  | Richard Harris  |
| C. | Cache Creek Casino Resort – Yocha Dehe Wintun Nation:   |                 |                 |
|    | Kevin Coen  |                 |                 |
| D. | Casino Pauma – Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation:                          |                 |                 |
|    | James Kikumoto  |                 |                 |
| E. | Colusa Casino Resort – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria: |                 |                 |
|    | Corwin Lowe   |                 |                 |
| F. | Eagle Mountain Casino – Tule River Indian Tribe of the Tule River Reservation:                                    |                 |                 |
|    | Ronald Washington Jr.   |                 |                 |
| G. | Fantasy Springs Resort Casino – Cabazon Band of Mission Indians:  |                 |                 |
|    | Roy Arias   | Anh Doan        | Joseph Evington |

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- H. Gold Country Casino & Hotel – Berry Creek Rancheria of Maidu Indians of California:  
Richard Allen Bobby Mayhew Anthony Miranda Jr.
- I. Red Hawk Casino – Shingle Springs Band of Miwok Indians:  
Douglas Ferrari Mark Goodwin Cory Hord  
Timothy Lee Samantha You
- J. Santa Ysabel Casino – Santa Ysabel Band of Digueno Indians:  
Lucia Barragan Bryan Wellisch
- K. Sho-Ka-Wah Casino – Hopland Band of Pomo Indians of the Hopland Rancheria:  
Leah Nunez Miriam Sabastian
- L. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:  
Harvey Davis Jr.
- M. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:  
Mitchell Mateyka
- N. Valley View Casino & Hotel – San Pasqual Band of Diegueno Mission Indians:  
Christopher Alvarado Aaron Wright

20. Applications for Approval of Renewal Tribal-State Compact Key Employee Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

- A. Agua Caliente Casino Resort Spa – Agua Caliente Band of Cahuilla Indians:  
Maria Campos Juanita Cunningham Scott Kelly  
Evelyn Marquez-Paet Keana Pickerwing Debbie Romero  
Jerry Sandau Maria Santos Judy Sgro  
Jesus Sotelo Jerry Velasquez
- B. Augustine Casino – Augustine Band of Cahuilla Mission Indians:  
Heron Garcia Ronald Ingoglia Biljana Peters
- C. Barona Resort and Casino – Barona Band of Mission Indians:  
Trevor Bailey Joseph Broadbury Catherine Dershem  
Nicholas Dillon II John Dischiavo Ferdinand Ecija  
Claudia Flores Dwayne Freske David Glass  
Zoila Hernandez Salvador Lira Leslie Miinch  
Mike Ngo Salvatore Pellerito Nicholas Prince  
Rene Rios Jessica Ruiz Jennifer Schneider  
Keith Summers
- D. Bear River Casino – Bear River Band of the Rohnerville Rancheria:  
John Simmons
- E. Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:  
Noel Price Candace Robinson
- F. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:

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Robert Sherwood

- G. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians the Santa Ynez Reservation:  
Kathy Beard Roger Dacuycuy Rosa Gonzalez  
Gabriel Hernandez Brian Jacobs Dominique Mabe  
Jesse Preciado Dario Salas
- H. Coyote Valley Casino – Coyote Valley Band of Pomo Indians:  
Luis Barajas Darrel Harrison David Wolfe
- I. Diamond Mountain Casino and Hotel – Susanville Indian Reservation:  
Radley Shipes,  
Jr.
- J. Fantasy Springs Resort Casino – Cabazon Band of Mission Indians:  
Juan Cortez
- K. Harrah's Rincon Casino & Resort – Rincon Band of Luiseno Indians:  
Eric Garwood Fadi Loza Mona Lyons
- L. Jackson Rancheria Casino & Hotel – Jackson Rancheria Band of Miwuk Indians:  
Lani Burkhardt Rita Burley Gerald Difuntorum  
Linda Richardson
- M. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:  
Rick Martinez Veasna Nhep
- N. Paiute Palace Casino – Paiute-Shoshone Indians of the Bishop Community of the Bishop Colony:  
Patricia Eyerly Lawrence Sharkey Jr.
- O. Pala Casino Spa Resort – Pala Band of Mission Indians:  
Monica Hewson Stacy Hoover Cathy Woodbury
- P. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:  
Silvestre Corral Flores Nam Dien Daniel Rafferty  
Laurie Schultz Tiffany Swedberg Philip Zamora
- Q. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:  
Arnie Arnsdorff Jamon Heard Barbara Mason  
Emily Saynorath
- R. Rolling Hills Casino – Paskenta Band of Nomlaki Indians:  
Jeffrey Realander
- S. San Manuel Indian Bingo and Casino – San Manuel Band of Serrano Mission Indians of the San Manuel Reservation:  
Danny Kim Jonathan Raef Debra Rodriguez  
Maria Soto Selma Sulce
- T. Santa Ysabel Casino – Santa Ysabel Band of Digueno Indians:  
Danilo Mangilinan
- U. Sherwood Valley Rancheria Casino – Sherwood Valley Rancheria of Pomo Indians of California:  
Jose Parra

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- V. Sho-Ka-Wah Casino – Hopland Band of Pomo Indians of the Hopland Rancheria:  
Marshall Stillday
- W. Soboba Casino – Soboba Band of Luiseno Indians:  
Jeffrey Madden      Tori Rose
- X. Spotlight 29 Casino – Twenty-Nine Palms Band of Mission Indians:  
Jorge Hurtado      Jon Kounovsky      Felimon Perez  
Cecilie Quezada
- Y. Sycuan Casino & Resort – Sycuan Band of the Kumeyaay Nation:  
Lawrence Aldamas      Marites Asuncion      Marites Hohm  
Sheila Howe      Edward Perle      Bartlett Stephens
- Z. Table Mountain Casino – Table Mountain Rancheria:  
Leo Castillo Jaimes      Patrick Guyett      Noemi Mazquiaran
- AA. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:  
Theresa Burke      Maria Flores      Raymond Garcia  
Joaquin Gonzales      Barbara Martin      Eetang See  
Robert Stanley      David Viau
- BB. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:  
Theodore Buchanan      Erik Fechner      Kristen Jones  
Daovee Luangrath      Renee Machado      Georgianna Sumabat
- CC. Twin Pine Casino & Hotel – Middletown Rancheria Band of Pomo Indians:  
Gayle Brossard      Gwen Brown      Dawn Chappell  
Christine Edgerton      Felipe Leon      Denise Mallory  
Pamela McConnell
- DD. Valley View Casino & Hotel – San Pasqual Band of Diegueno Mission Indians:  
Trang Le      Chaiyapurn Pundhsingh      Edward Puzio
- EE. Viejas Casino – Viejas Band of Kumeyaay Indians:  
Duane Anderson      Steven Keeley      Kathleen Sumrall
- FF. Win-River Casino – Redding Rancheria:  
Nathan McNeal      Kathleen Nunez      Jason Spencer

The Commissioners removed from the consent calendar, Item 19.A., Carl Leath, employed by Barona Resort and Casino, and 19.J. Lucia Barrigan, employed by Santa Ysabel Casino.

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the Consent Calendar.

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19.A. Barona Resort and Casino – Barona Band of Mission Indians: Carl Leath

Action:

The Commissioners tabled this item to be rescheduled at a future meeting to allow Mr. Leath to be present.

19.J. Santa Ysabel Band of Digueno Indians: Lucia Barragan

Comments received from:

Norm Pierce

Aisha Martin-Walsh

Action:

Upon motion of Commissioner Schuetz, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin Hammond and Schuetz voting yes, the Commission approved the finding of suitability application for Lucia Barragan through April 30, 2012.

**PUBLIC COMMENT:**

Steve Cornwell, Attorney, Representing George Sarantos

Robert Tabor, Designated Agent, Club One

**CLOSED SESSION:**

1. Litigation: (Government Code section 11126(e)):
  - A. *California Valley Miwok Tribe v. The California Gambling Control Commission; San Diego County Superior Court (37-2008-00075326-CU-CO-CTL).*
  - B. *Candace Cates v. Steve Westly, et al., San Diego County Superior Court (GIC 821775).*
  - C. *San Pasqual Band of Mission Indians v. State of California, et al., U.S. Dist. Court, S.D. California (06CV0988 LAB AJB).*
  - D. *Pauma Band of Luiseno Mission Indians v. Gambling Control Commission; and Arnold Schwarzenegger, U.S. Dist Court S. D. California (09 CV01955 LAB AJB)*
  - E. *Timothy Eugene Stroud v. California Gambling Control Commission, San Luis Obispo County Superior Court (CV100082).*
  - F. *Alturas Indian Rancheria, v. Kenneth L. Salazar, Secretary of the Interior et al., U.S. Dist. Court, E.D. California (2:10-cv-01197-LKK-EFB)*
  - G. *San Pasqual Band of Mission Indians v. State of California, et al., Los Angeles County Superior Court (BC431469)*
  - H. *Alturas Indian Rancheria v. California Gambling Control Commission, U.S. District Court for the Eastern District of California (2:11-cv-02070-LKK-EFB)*

**RECONVENE TO OPEN SESSION 11:46**

Chief Counsel Joe Dhillon reported that in closed session the Commissioners took action on 1.H. and unanimously adopted the terms of the Stipulated for Entry of

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Judgment and Proposed Order in the matter of Alturas Indian Rancheria vs. Kenneth Salazar et al..

### 21. Finding of Necessity for Adding Agenda Item number 22 (Pursuant to Government Code section 11125.3(a)(2))

#### Action:

Upon motion of Commissioner Hammond, seconded by Chairperson Shimazu and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin Hammond and Schuetz voting yes, the Commission determined that there was a need to take immediate action which came to the attention of the Commission after the agenda was posted and approved adding agenda Item No. 22.

### 22. Distribution of Revenue Sharing Trust Fund Monies to Alturas Indian Rancheria through the Quarter Ending September 30, 2011 – (Government Code section 12012.75 and Tribal-State Gaming Compact section 4.3.2)

#### Comments Made From:

Lester Marston

#### Action:

Upon motion of Commissioner Hammond, seconded by Chairperson Shimazu and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin Hammond and Schuetz voting yes, the Commission approved the Distribution of Revenue Sharing Trust Fund Monies to Alturas Indian Rancheria through the Quarter Ending September 30, 2011

### **ADJOURNMENT**

Chairperson Shimazu adjourned the Commission Meeting at 11:50 a.m.